

Docket No.: 597932000200
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Victor V. GOGOLAK

Application No.: 09/681,586

Confirmation No.: 6777

Filed: May 2, 2001

Art Unit: Not Yet Assigned

For: METHOD FOR GRAPHICALLY DEPICTING
DRUG ADVERSE EFFECT RISKS

Examiner: Not Yet Assigned

PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Upon checking the status of this application in private PAIR, applicant's representative discovered that the above-referenced application has become abandoned. According to the Transaction History in private PAIR, the application was abandoned on July 31, 2001 for failure to respond to the Notice to File Missing Parts of Application dated May 29, 2001. Additionally, a Notice of Abandonment was never received by applicant or applicant's previous representative because it was addressed to Howrey Simon Arnold & White LLP, which were not the attorneys of record.

Applicant hereby requests withdrawal of the holding of abandonment because a response to the Notice to File Missing Parts of Application was filed on June 15, 2001. Enclosed herewith are copies of the documents filed and a copy of the return postcard stamped by the U.S. Patent and Trademark Office indicating receipt of the papers on June 18, 2001.

va-218536

No fee is required for this Petition as the Response was timely filed. However, in the event that the transmittal letter is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 597932000200.

Dated: October 3, 2007

Respectfully submitted,

By 

Deborah S. Gladstein

Registration No.: 43,636

MORRISON & FOERSTER LLP

1650 Tysons Blvd, Suite 400

McLean, Virginia 22102

(703) 760-7753

Plea. Return this card, indicating receipt date and Serial No., if applicable, of the following:
Transmittal of Missing Parts of NonProvisional Application (in duplicate);
Declaration/Power of Attorney (executed); Copy of Notice to File Missing Parts of
NonProvisional Application - Filing Date Granted; Check for \$65.00 (surcharge)

Applicant(s): Victor V. GOGOLAK

Title: A METHOD FOR GRAPHICALLY DEPICTING DRUG ADVERSE
EFFECT RISKS

Serial No.: 09/681,586

Filing Date: May 2, 2001

Docket No.: QED0003

Due Date: July 29, 2001

DPL/jmpb/47302.251884/QED0003



QED0003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Victor GOGOLAK

Group Art Unit: 2166

Serial No.: 09/681,586

Examiner: Not Assigned

Filed: May 2, 2001

For: A METHOD FOR GRAPHICALLY DEPICTING DRUG ADVERSE EFFECT RISKS

TRANSMITTAL OF MISSING PARTS OF NONPROVISIONAL APPLICATION

Assistant Commissioner for Patents

Box: MISSING PARTS

Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts of NonProvisional Application -- Filing Date Granted mailed May 29, 2001, the following items are submitted herewith to complete the formal filing requirements for the above-identified application:

- (1) Declaration/Power of Attorney for this patent application executed by the inventor;
- (2) Check for the following:
 - \$65.00 for surcharge fee pursuant to 37 CFR § 1.16(e);
 - and
- (3) A copy of the Notice to File Missing Parts of NonProvisional Application - Filing Date Granted mailed on May 29, 2001.

If any additional fees are required in connection with the filing of this response, the Commissioner is hereby authorized to charge the same, or to credit any overpayment, to Deposit Account No. 501458. A duplicate copy of this correspondence is enclosed for that purpose.

Respectfully submitted,

Date: 14 June 2001
KILPATRICK STOCKTON LLP
11130 Sunrise Valley Drive, Suite 300
Reston, VA 20191-4329
(703) 648-8500


David P. LeCroy (Reg. No. 37,869)

I hereby certify that this document, and any attachments referred to therein, is being deposited on June 15, 2001 with the United States Postal Service as first class mail in an envelope, postage prepaid, addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231.


David P. LeCroy



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/681,586	05/02/2001	Victor V. Gogolak	QED0003

CONFIRMATION NO. 6777

FORMALITIES LETTER



0C000000006125231

28694
TRACY W. DRUCE
KILPATRICK STOCKTON LLP
11130 SUNRISE VALLEY DRIVE
SUITE 300
RESTON, VA 20191-4329

Date Mailed: 05/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

13/20

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

THIS DOCUMENT HAS A VOID FEATURE IN THE COLORED BACKGROUND

KILPATRICK STOCKTON LLP
OPERATING ACCOUNT
11130 SUNRISE VALLEY DRIVE, SUITE 300
RESTON, VA 20191

DATE
06-14-01

FIRST UNION NATIONAL BANK
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06-21/530

\$*****65.00

SIXTY-FIVE AND 00/100 Dollars

VOID AFTER 180 DAYS
TWO SIGNATURES REQUIRED OVER \$2,000

Charles F. Kord

Commissioner of Patents

TO
THE
ORDER
OF



DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)	<input type="checkbox"/> Declaration Submitted With Initial Filing	OR	<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)
	Attorney Docket Number QED0003		
	First Named Inventor GOGOLAK		
	COMPLETE IF KNOWN		
	Application Number 09/681,586		
	Filing Date 05/02/2001		
Group Art Unit Unknown			
Examiner Name Not Assigned			

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

A METHOD FOR GRAPHICALLY DEPICTING DRUG ADVERSE EFFECT RISKS

the specification of which (Title of the Invention)

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **05/02/2001** as United States Application Number or PCT InternationalApplication Number **09/681,586** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY) Country	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → +

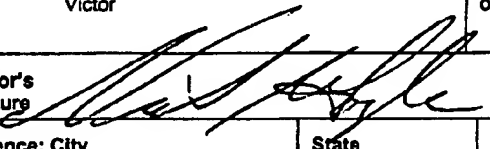
PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION — Utility or Design Patent Application

Direct all correspondence to:		<input checked="" type="checkbox"/> Customer Number or Bar Code Label	28694	OR	<input type="checkbox"/> Correspondence address below
Name					
Address					
Address					
City			State	ZIP	
Country		Telephone		Fax	
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>					
NAME OF SOLE OR FIRST INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name Victor			Family Name GOGOLAK or Surname		
Inventor's Signature 				Date 5/25/01	
Residence: City McLean		State Virginia	Country United States	Citizenship US	
Mailing Address 934 Douglass Drive					
Mailing Address					
City McLean		State Virginia	ZIP 22101	Country United States	
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name			Family Name or Surname		
Inventor's Signature		Date			
Residence: City		State	Country	Citizenship	
Mailing Address					
Mailing Address					
City		State	ZIP	Country	
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					